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Attorney for Plaintiff

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA**

MARIA GUADALUPE CORTES ) Case No. 1:22-cv-01344-BAM  
JIMENEZ, )  
Plaintiff, )  
vs. )  
KILOLO KIJAKAZI, Acting )  
Commissioner of Social Security, )  
Defendant. )  
}) STIPULATION AND PROPOSED  
}) ORDER FOR SECOND  
}) EXTENSION OF TIME

IT IS HEREBY STIPULATED, by and between the parties through their respective counsel of record, with the Court's approval, that Plaintiff shall have a 60-day extension of time, from April 6, 2023 to June 5, 2023, for Plaintiff to serve on defendant with Plaintiff's Motion for Summary Judgment. All other dates in the Court's Scheduling Order shall be extended accordingly.

This is Plaintiff's second request for an extension of time. Good cause exists for the requested extension. For the weeks of March 27, 2023 and April 3, 2023, Counsel currently has 31 merit briefs, and several letter briefs and reply

1 briefs. This includes cases that undersigned counsel took on during co-counsel's,  
2 Dolly M. Trompeter, leave of absence. Additional time is needed to thoroughly  
3 brief this matter for the Court.

4 Counsel for Plaintiff is currently taking partial leave as his child was born on  
5 October 14, 2022. Thus, Counsel is working limited hours.

6 Additionally, Counsel underwent major surgery on March 15, 2023,  
7 requiring post-op physical therapy, with the need for several breaks throughout the  
8 workday.

9 Defendant does not oppose the requested extension. Counsel apologizes to  
10 the Defendant and Court for any inconvenience this may cause.

11  
12 Respectfully submitted,

13 Dated: March 30, 2023 PENA & BROMBERG, ATTORNEYS AT LAW

14  
15 By: /s/ Jonathan Omar Pena  
16 JONATHAN OMAR PENA  
17 Attorneys for Plaintiff

18  
19 Dated: March 30, 2023 PHILLIP A. TALBERT  
20 United States Attorney  
21 MATHEW W. PILE  
22 Associate General Counsel  
23 Office of Program Litigation  
24 Social Security Administration

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26 By: \*/s/ Franco L. Bacia  
27 Franco L. Bacia  
28 Special Assistant United States Attorney  
Attorneys for Defendant

1 (\*As authorized by email on March 30, 2023)  
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## **ORDER**

Pursuant to the parties' stipulation, and cause appearing, Plaintiff's request for an extension of time to file and serve a Motion for Summary Judgment is GRANTED. Plaintiff shall file her Motion for Summary Judgment on or before June 5, 2023. All other deadlines in the Court's Scheduling Order are modified accordingly.

IT IS SO ORDERED.

Dated: **April 5, 2023**

/s/ Barbara A. McAuliffe

UNITED STATES MAGISTRATE JUDGE